

Attorney Docket: BP0207-US3

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No: 10/765,267 Confirmation No. 9577  
Date Filed: January 27, 2004  
Application Title: Compositions And Kits Pertaining To Analyte Determination  
Applicants: Pappin et al.  
Group Art Unit: 1626  
Examiner: Nyeemah, Grazier  
Action Date: September 20, 2006  
Action Type: Notice Of Allowance

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Certificate of Facsimile Transmission Pursuant to:  
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Patricia E. Tocci

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CLARIFICATION &  
COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents  
Dear Sir or Madam:

I. CLARIFICATION

At page 3, Section C of the Detailed Action dated September 20, 2006, the Examiner requested a clarification to the statement: "Interview Summary prepared by Examiner Riley on May 25, 2006." (See page 17 of the applicant response filed on June 8, 2006)

The Examiner is correct that this reference to Examiner Riley was made in error. The Examiner is thanked for seeking clarification to the record on this point.

However, an interview was conducted on May 25, 2006 by Attorney Gildea with Examiner Grazier and Examiner Saeed. No record of said interview appears to have been filed by the Examiner (see the PAIR records). If appropriate, correction is requested.

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II. COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

It is believed that there are various basis for patentability of the present invention, not necessarily only those discussed by the Examiner under the heading: "Reasons for Allowance" on page 5 of the action dated September 20, 2006.


III. CORRESPONDENCE/CUSTOMER NUMBER

Please send all correspondence pertaining to this document to:

Brian D. Gildea, Esq.  
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500 Old Connecticut Path  
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Telephone: 508-383-7632  
Fax: 508-383-7468  
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Respectfully submitted  
On behalf of Applicants,



Brian D. Gildea, Esq.; Reg. No. 39,995

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# facsimile transmittal

Legal Department

Fax: 508.383.7468

<b>To:</b>	Commissioner of Patents & Trademarks US Patent and Trademark Office Mail Stop: Amendment	<b>From:</b>	Pat Tocci, IP Paralegal for Brian D. Gildea, Reg. No. 39,995			
		<b>Tel:</b>	508.383.7682	<b>Mail Stop:</b> B3N-Legal		
<b>Fax:</b>	571-273-8300 (USPTO Central Fax)	<b>E-Mail:</b>	toccipe@appliedbiosystems.com			
<b>Date:</b>	December 19, 2006	<b>Pages:</b>	10 (including cover sheet)			
<b>Re:</b>	U.S. Serial No. 10/765,267 Filed: January 27, 2004 Title: Compositions and Kits Pertaining to Analyte Determination Our Ref No. BP0207US3					

Attached are the following:

- Amendment Under 37 C.F.R. § 1.312
- Clarification & comments on Statement of Reasons for Allowance
- Issue Fee and Publication Fee Transmittal
- Part B – Fee(s) Transmittal

Should you have any questions, please contact me at 508-383-7682.

Thank you.

 Pat Tocci  
 IP Paralegal

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Case No. BP0207-US3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of

Pappin, Darryl J.C. et al.

Serial No.: 10/765,267

Filed: January 27, 2004

For: Compositions and Kits Pertaining to  
Analyte Determination

Confirmation No. 9577

) Group Art Unit: 1626

) Examiner: Nyeemah, Grazier

## CERTIFICATE OF MAILING

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Sir:

Per the Notice of Allowance mailed 9/20/06, please charge the issue fee of \$1,400.00 and publication fee of \$300.00 (for a total of \$1,700.00) for the above-referenced case to Deposit Account No. 01-2213 (Order No. BP0207-US3).

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR § 1.16 and 1.17, or credit overpayment to Deposit Account No. 01-2213 (Order No. BP0207-US3). A duplicate of this sheet is enclosed.

Respectfully submitted,

Date: December 19, 2006

  
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